

1 Stephen P. Berzon (SBN 46540)
Jonathan Weissglass (SBN 185008)
2 ALTSHULER BERZON LLP
177 Post Street, Suite 300
3 San Francisco, CA 94108
Telephone: (415) 421-7151
4 Facsimile: (415) 362-8064
Email: jweissglass@altshulerberzon.com

5 Daniel B. Smith, (*Pro Hac Vice* Application Forthcoming)
6 O'DONNELL, SCHWARTZ & ANDERSON, P.C.
1300 L Street NW, Suite 1200
7 Washington, DC 20005-4126
Telephone: (202) 898-1707
8 Facsimile: (202) 682-9276
Email: dsmith@odsawalaw.com

9
10 Attorneys for Defendant
Bernard "Skip" Whalen Area Local #71
11

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION

15 KENNETH G. FLOYD,

16 Plaintiff,

17 v.

18 BERNARD "SKIP" WHALEN AREA
LOCAL, AMERICAN POSTAL WORKER
19 UNION LOCAL #71,

20 Defendant.

CASE NO.: C07-05993 RMW

STIPULATION AND [PROPOSED]
ORDER GRANTING LEAVE TO
DEFENDANT'S COUNSEL TO APPEAR
AT INITIAL CASE MANAGEMENT
CONFERENCE BY TELEPHONE

1 It is hereby stipulated and agreed that Daniel B. Smith, lead counsel for Defendant, may
2 appear at the Initial Case Management Conference by telephone.

3
4 Dated: April 24, 2008

/s/ Jonathan Weissglass
Jonathan Weissglass
Counsel for Defendant

5
6 Dated: April __, 2008

David L. Samuelson
Counsel for Plaintiff

7
8
9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 Dated: _____

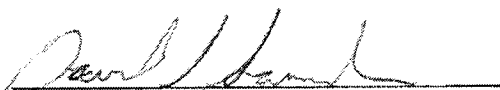
U.S. District Court Judge

1 It is hereby stipulated and agreed that Daniel B. Smith, lead counsel for Defendant, may
2 appear at the Initial Case Management Conference by telephone.

3
4 Dated: April __, 2008

/s/ Jonathan Weissglass
Jonathan Weissglass
Counsel for Defendant

5
6 Dated: April 24, 2008


David L. Samuelson
Counsel for Plaintiff

7
8
9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 Dated: _____

11 _____
U.S. District Court Judge

PROOF OF SERVICE

I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within action; my business address is 177 Post Street, Suite 300, San Francisco, California 94108. On April 24, 2008, I served the following documents:

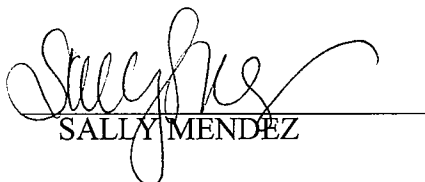
**STIPULATION AND [PROPOSED] ORDER GRANTING LEAVE
TO DEFENDANT'S COUNSEL TO APPEAR AT INITIAL CASE
MANAGEMENT CONFERENCE BY TELEPHONE**

By First Class Mail: I am readily familiar with the ordinary business practices of Altshuler Berzon LLP for the collection and processing of correspondence for mailing with the United States Postal Service. I sealed and placed each such envelope, with first-class postage thereon fully prepaid, for collection and mailing to the office of the addressee on the date shown herein in San Francisco, California.

ADDRESSEE

David L. Samuelson, Esq.
897 Independence Avenue, Suite 2D
Mountain View, CA 94043

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this April 24, 2008 at San Francisco, California.


SALLY MENDEZ